



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

HD:hd

Docket No: 04956-00

1 November 2000

LCDR J [REDACTED] USN
[REDACTED]
[REDACTED]

Dear Commander [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 26 October 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Navy Personnel Command dated 8 September 2000, a copy of which is attached. The Board also considered your letter dated 17 October 2000.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion.

The Board found no undue administrative delay in the processing of your prior case, noting that you applied on 27 October 1998, when you were to be considered by the Fiscal Year (FY) 00 Line Commander Selection Board on 23 February 1999, less than four months later. The Board recognized that as a result of the transition of the Fleet Support community to the unrestricted line, the number of officers in an "above zone not previously considered" status before the FY 01 Line Commander Selection Board was uncommonly large. However, they were not convinced that this would have prejudiced your chances for selection in the same status. On review of the extensive skills guidance provided to the FY 01 promotion board concerning the transition, the Board was satisfied that such guidance would not have harmed your chances for selection as an officer not of that community

Since the Board found no defect in your consideration by the FY 01 promotion board, they had no grounds to grant you a special selection board for the FY 00 promotion board, or to remove your failure of selection by the FY 01 promotion board.

In view of the above, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure

495600



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

5420
PERS-85
8 Sep 00

MEMORANDUM FOR BCNR

Via: BUPERS/BCNR Coordinator

Subj: LCDR [REDACTED] SN [REDACTED]

Ref: (a) BCNR Docket No: 07751-98

Encl: (1) BCNR File no: 04956-00

1. Enclosure (1) is returned, recommending disapproval of LCDR [REDACTED] request for a special promotion selection board.
2. Based on the modification of LCDR [REDACTED] record addressed in reference (a), he went before the FY-01 Active Duty Lieutenant Commander Line Promotion Selection Board as an above-zone-not previously considered (AZNPC) officer. As a matter of procedure, "AZNPC" equates to "in zone" for consideration before a selection board. For the FY-01 Active Commander Line Board, all 103 officers in the AZNPC category were considered "in-zone" and their records were stamped "in-zone" for the board members' consideration.
3. The addition of the 1100-community to the URL-community during the FY-01 Active Commander Line Promotion Selection Board did not disadvantage [REDACTED] opportunity to select. The FY-01 URL Commander board statistics bear out that his chances were actually improved as the in-zone NFO VS community selection statistics for FY-01 were 84% as compared with 76% in FY-00. Additionally, the extensive skills guidance in the FY-01 Active Commander Line precept, instructing board members on the Fleet Support Community transition to the Unrestricted Line, did not prejudice the Secretary of the Navy's selection standard of "best and fully qualified" for the needs of the Navy.
4. In summary, [REDACTED] was considered "in-zone" by the FY-01 Active Duty Commander Line Promotion Selection Board with all record modifications as directed by reference (a) complete. Recommend disapproval [REDACTED] request for a special board.

[REDACTED]
BCNR Liaison, Officer Promotions and
Enlisted Advancements Division